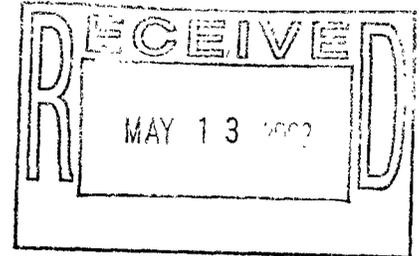


May 6, 2002

Certified Mail - Return Receipt Requested

Food and Drug Administration
Office of Nutritional Products,
Labeling and Dietary Supplements (HFS-810)
Center for Food Safety and Applied Nutrition
5100 Paint Branch Pkwy
College Park, MD 20740



Dear Sir/Madam:

Notice is hereby given pursuant to the requirements of Section 403(r)(6) (21 U.S.C. 343(r)(6)) of the Federal Food, Drug and Cosmetic Act and in accordance with the requirements of 21 C.F.R. 101.93, that DMD Pharmaceuticals, a division of Dickey Consumer Products, Inc. 15268 Stony Creek Way, Noblesville, Indiana 46060, is marketing a dietary supplement bearing the following statements on the label and/or in the labeling:

TEXT OF CLAIMS

High Energy

NAME OF INGREDIENTS THAT ARE SUBJECT OF CLAIM

Ephedra Extract (aerial part)
Caffeine

NAME OF SUPPLEMENT (INCLUDING BRAND NAME)

Ephed Plus

The undersigned certifies that the information contained in this notice is complete and accurate and that DMD Pharmaceuticals, a division of Dickey Consumer Products, Inc. has substantiation that the statements are truthful and not misleading.

Sincerely,


David Riddle, CFO

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